

DT-4009

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

APPLICANT: Ulrich Rosenbaum
SERIAL NO.: 09/903,896
FILED: July 12, 2001
FOR: Fuel Gas for Tool Operated by Internal Combustion
EXAMINER: Cephia D. Toomer GROUP: 1714

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

TERMINAL DISCLAIMER

Sir:

The owner, **Hilti Aktiengesellschaft**, of 100 percent interest in the instant application hereby disclaims, except as provided below, the terminal part of the statutory term of any patent granted on the instant application, which would extend beyond the expiration date of the full statutory term defined in 35 U.S.C. 154 to 156 and 173 as shortened by any terminal disclaimer of prior Patent No. **6,607,567**. The owner(s) hereby agree(s) that any patent so granted on the instant application shall be enforceable only for and during such period that it and the prior patent are commonly owned. This agreement runs with any patent granted on the instant application and is binding upon the grantee, its successors or assigns.

In making the above disclaimer, the owner does not disclaim the terminal part of any patent granted on the instant application that would extend to the

expiration date of the full statutory term as defined in 35 U.S.C. 154 to 156 and 173 of the prior patent, as presently shortened by any terminal disclaimer, in the event that it later expires for failure to pay a maintenance fee, is held unenforceable, is found invalid by a court of competent jurisdiction, is statutorily disclaimed in whole or terminally disclaimed under 37 CFR 1.321, has all claims cancelled by a reexamination certificate, is reissued or is in any manner terminated prior to the expiration of its full statutory term as presently shortened by any terminal disclaimer.

The undersigned is an attorney of record.

The Commissioner is hereby authorized to charge the fee required under 37 C.F.R. §1.20(d) in the amount of \$110.00. and any additional fees, which may be required, or credit any overpayment, to Deposit Account 50-0955. A duplicate of this sheet is enclosed.

Respectfully submitted,
for applicants,

Alexander Zinchuk
By: *Alexander Zinchuk*
Reg. No. 30,541
for David Toren, Reg. No. 19,468

Dated: March 3, 2004
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I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on March 3, 2004.

for David Toren ALEXANDER ZINCHUK
Signature: *Alexander Zinchuk*